

1 KRISTEN L. BOYLES (CSB #158450)

Earthjustice

2 705 Second Avenue, Suite 203

3 Seattle, WA 98104-1711

(206) 343-7340

4 (206) 343-1526 [FAX]

kboyles@earthjustice.org

5  
6 *Attorney for Plaintiffs*

7 MICHAEL R. SHERWOOD (CSB # 63702)

Earthjustice

8 426 Seventeenth Street, 5<sup>th</sup> Floor

9 Oakland, CA 94612

(510) 550-6725

10 (510) 550-6749 [FAX]

msherwood@earthjustice.org

11  
12 *Local Counsel for Plaintiffs*

13 UNITED STATES DISTRICT COURT  
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
15 OAKLAND DIVISION

16 PACIFIC COAST FEDERATION OF ) Civ. No. C02-2006 SBA  
17 FISHERMEN'S ASSOCIATIONS, )  
18 INSTITUTE FOR FISHERIES RESOURCES, )  
19 NORTHCOAST ENVIRONMENTAL ) ORDER GRANTING SECOND  
20 CENTER, KLAMATH FOREST ALLIANCE, ) STIPULATION TO CONTINUE STAY OF  
21 OREGON NATURAL RESOURCES ) BRIEFING AND SUBMISSION OF  
22 COUNCIL, THE WILDERNESS SOCIETY, ) ADDITIONAL MATERIALS RE  
23 WATERWATCH OF OREGON, DEFENDERS ) APPLICATION FOR ATTORNEYS' FEES  
24 OF WILDLIFE, HEADWATERS, and ) AND COSTS  
25 REPRESENTATIVE MIKE THOMPSON, )

26 Plaintiffs,

27 and

28 YUOK TRIBE and HOOPA VALLEY  
TRIBE,

Plaintiff-Intervenors,

v.

[PROPOSED] ORDER GRANTING SECOND STIPULATION TO  
CONTINUE STAY OF BRIEFING AND SUBMISSION OF  
ADDITIONAL MATERIALS RE APPLICATION FOR  
ATTORNEYS' FEES AND COSTS (Civ. No. C02-2006 SBA) - 1 -


Earthjustice  
705 Second Ave., Suite 203  
Seattle, WA 98104  
(206) 343-7340

1 )  
2 U.S. BUREAU OF RECLAMATION, and )  
3 NATIONAL MARINE FISHERIES SERVICE, )  
4 )  
5 Defendants, )  
6 )  
7 and )  
8 )  
9 KLAMATH WATER USERS ASSOCIATION, )  
10 )  
11 Defendant-Intervenors. )  
12 )  
13 )  
14 )  
15 )  
16 )  
17 )  
18 )  
19 )  
20 )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

Pursuant to Local Rule 7-11, plaintiffs Pacific Coast Federation of Fishermen's Associations et al. ("PCFFA") and federal defendants have jointly stipulated and requested that the Court continue to stay briefing and submission of additional materials supporting or contesting plaintiffs' application for attorneys' fees and costs in this action. PCFFA has filed a petition under the Equal Access to Justice Act, 28 U.S.C. § 2412, in satisfaction of the statutory deadline. However, as activity in this case is continuing on remand, PCFFA and federal defendants do not want additional fees and costs to be incurred unnecessarily. Accordingly, briefing and submission of additional materials supporting or contesting plaintiffs' application for attorneys' fees and costs is stayed until 30 days after the Court rules on the pending motions for reconsideration, or until the parties reach a settlement, whichever comes first.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED this \_\_24<sup>th</sup> day of April, 2006.

  
\_\_\_\_\_  
HON. SAUNDRA B. ARMSTRONG  
United States District Court Judge

1 Presented by:

2  
3 /s/ Kristen L. Boyles

4 KRISTEN L. BOYLES (CSB #158450)

5 Earthjustice

6 705 Second Avenue, Suite 203

7 Seattle, WA 98104-1711

8 (206) 343-7340

9 (206) 343-1526 [FAX]

10 kboyles@earthjustice.org

11 *Attorney for Plaintiffs*

12 MICHAEL R. SHERWOOD (CSB # 63702)

13 Earthjustice

14 426 Seventeenth Street, 5<sup>th</sup> Floor

15 Oakland, CA 94612

16 (510) 550-6725

17 (510) 550-6749 [FAX]

18 msherwood@earthjustice.org

19 *Local Counsel for Plaintiffs*

20 KEVIN V. RYAN

21 United States Attorney

22 JAMES A CODA (SBN 1012669) (WI)

23 Assistant United States Attorney

24 THOMAS L. SANSONETTI

25 Assistant Attorney General

26 /s/ Kristen L. Boyles, for \*

27 S. JAY GOVINDAN, Trial Attorney

28 Environment & Natural Resources Division

Wildlife & Marine Resources Section

United States Department of Justice

Ben Franklin Station, P.O. Box 7369

Washington, D.C. 20044-7369

(202) 305-0237

(202) 305-0275 [FAX]

*Attorneys for Federal Defendants*

\* per e-mail authorization

[PROPOSED] ORDER GRANTING SECOND STIPULATION TO  
CONTINUE STAY OF BRIEFING AND SUBMISSION OF  
ADDITIONAL MATERIALS RE APPLICATION FOR  
ATTORNEYS' FEES AND COSTS (Civ. No. C02-2006 SBA) - 3 -

Earthjustice  
705 Second Ave., Suite 203  
Seattle, WA 98104  
(206) 343-7340